

{In Archive} R7 nitrate policy

Scott Marquess to: Michael Beringer, Gregory McCabe

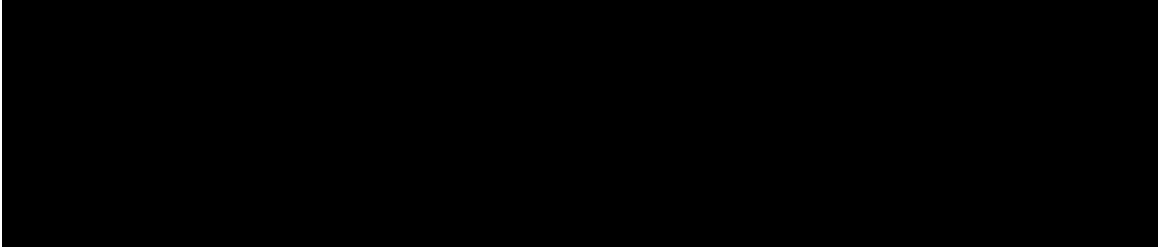
10/06/2009 10:12 AM

From: Scott Marquess/SUPR/R7/USEPA/US

To: Michael Beringer/R7/USEPA/US, Gregory McCabe/R7/USEPA/US

Redacted non responsive

Archive: This message is being viewed in an archive .



----- Forwarded by Scott Marquess/SUPR/R7/USEPA/US on 10/06/2009 10:09 AM -----



Kelly Kelsey
<KKelsey@kdheks.gov>

10/05/2009 03:46 PM

To Scott Marquess/SUPR/R7/USEPA/US@EPA

cc

Subject RE: SNC report (Haviland & Pretty Prairie)

Scott -

Attaching a copy of the DRAFT strategy that was later signed by EPA and KDHE. Essentially, KDHE felt we could manage the health effects of nitrates on the affected population (infants, nursing mothers and pregnant women) by providing bottled water to those individuals. The thought was that most of the communities in KS that had nitrates were actually very small populations with an even smaller population of affected persons. By providing public notification, public education and bottled water, we could manage health effects without causing these very small communities to spend hundreds of thousands of dollars to address nitrates that were in the 11 - 12 mg/L range.

Kelly D. Kelsey
Environmental Scientist
Kansas Dept. of Health and Environment
Bureau of Water - Public Water Supply Section
1000 SW Jackson; Suite 420
Topeka, KS 66612
Phone: (785) 296-6297
Fax: (785) 296-5509
www.kdheks.gov/pws/

-----Original Message-----

From: Marquess.Scott@epamail.epa.gov [mailto:Marquess.Scott@epamail.epa.gov]
Sent: Monday, October 05, 2009 3:41 PM
To: Kelly Kelsey

Subject: RE: SNC report (Haviland & Pretty Prairie)

Kelly,

Thanks for the reply. I was Googling around the web and came across something about a KDHE policy on nitrates, but didn't pay much attention. Is that a policy that you still follow, or has it been nullified?

I'll check around here and see what I can learn about the Haviland situation.

thanks
Scott

Kelly Kelsey
<KKelsey@kdheks.gov>

10/05/2009 03:36
PM

Scott

Marquess/SUPR/R7/USEPA/US@EPA

To

cc

Monica Wurtz/R7/USEPA/US@EPA,
Dave Waldo <dwaldo@kdheks.gov>,
Darrel Plummer
<DPlummer@kdheks.gov>, Allen
Guernsey <aguernse@kdheks.gov>,
Allen R Nichols
<ARNichols@kdheks.gov>, Allison
Herring <AHerring@kdheks.gov>,
Heath Horyna
<HHoryna@kdheks.gov>, John Goetz
<jgoetz@kdheks.gov>, Zachary
Phillips <ZPhillips@kdheks.gov>

Subject

RE: SNC report (Haviland & Pretty
Prairie)

Scott-



projects, but they were going to do some more checking and let me know.

As far as Pretty Prairie, they we discussing the possibility of filing a lawsuit against EPA to fight the MCL for nitrate. At one time the City requested a meeting with EPA ... Mary Mindrup? The meeting request was denied if I remember correctly. It has been our position to postpone any additional enforcement against the City until potential legal actions are resolved. There is much more history here regarding a Nitrate Strategy that KDHE implemented under the approval of EPA. The Strategy was deemed inconsistent with the SDWA by EPA Region 7 back in 2005/2006. Dave Waldo may have additional comments on this response.

Kelly D. Kelsey
Environmental Scientist
Kansas Dept. of Health and Environment
Bureau of Water - Public Water Supply Section
1000 SW Jackson; Suite 420
Topeka, KS 66612
Phone: (785) 296-6297
Fax: (785) 296-5509
www.kdheks.gov/pws/

-----Original Message-----

From: Marquess.Scott@epamail.epa.gov [
mailto:Marquess.Scott@epamail.epa.gov]
Sent: Monday, October 05, 2009 12:24 PM
To: Kelly Kelsey
Cc: Wurtz.Monica@epamail.epa.gov
Subject: SNC report

Kelly,

I've briefly looked over the 1st quarter 2009 SNC report you provided at our last quarterly meeting. There were a couple facilities where I had questions -

[REDACTED]

Pretty Prairie - The report says that EPA and the City were talking. Do you know who (what program) at EPA was talking with them, and about what?

Thanks for your help.

Scott Marquess
EPA R7
913 551-7131



Nitrate Strategy.doc